IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2066 OF 2005
IN
WRIT PETITION NO.10198 OF 2004

Union Bank of India .. Applicant
Versus
Abdulgani Abdul Rehman Atlaswala.. Respondent

Mr.Lokhandwala for applicant
Mr.S.M.Vyas for respondent

CORAM : S.C.DHARMADHIKARI, J
DATE : 22nd August 2005.

P.C.

. Heard Mr.Lokhandwala, learned Counsel for petitioner and Mr.Vyas, learned Counsel for respondent. Union Bank of India has filed the present C.A. for extension of time to vacate the suit premises. Mr.Lokhandwala submits that the order passed by this Court on 27th January 2005 grants six month’s time i.e. till 31st July 2005 to vacate the suit premises. He submits that

petitioner is still in possession of suit premises and that an undertaking would be given in terms of Exh.B to the application to this Court. He submits that in pursuance of the orders and directions as well as undertaking to this Court, the bank has taken necessary steps and issued advertisement inviting tenders from interested parties to offer alternate premises on rent. Tenders are being processed and a decision would be taken expeditiously in that behalf.

2. On applicant executing a further undertaking to this Court on identical terms as Exh.B, time to vacate stands extended by six months from 31st July 2005. Needless to state that no further extension would be granted on the expiry of this extended period. It will be open for the landlord to initiate such proceedings in breach of this undertaking as are permissible in law. C.A. disposed of.

(S.C.DHARMADHIKARI, J)